

FILED

October 21, 2020

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS**REDACTED**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISIONBY: _____ TB
DEPUTY

UNITED STATES OF AMERICA

§ Cause No.: DR20-CR-1357

§

SUPERSEDING INDICTMENT

§

v.

§

BIBIANA IRA ORTIZ,
JIMMIE TROY PALMER, III,
JOSHUA RUBEN OLIVENCIA,
DAVID RAY COPLIN,§ [VIO: COUNT ONE: 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and 963
§ Conspiracy to Import Methamphetamine;
§ COUNT TWO: 21 U.S.C. §§ 952(a) and
§ 960(a)(1) & (b)(1) Importation of
§ Methamphetamine; COUNT THREE: 21
§ U.S.C. § 841(a)(1) & (b)(1)(A) and 846,
§ Conspiracy to Possess With Intent to
§ Distribute Methamphetamine; COUNT
§ FOUR 18 U.S.C. § 922(g)(1) - Felon in
§ Possession of a Firearm]

THE GRAND JURY CHARGES:

COUNT ONE

[21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and 963]

On or about August 1, 2020, in the Western District of Texas, Defendants,

BIBIANA IRA ORTIZ,
JIMMIE TROY PALMER, III,
JOSHUA RUBEN OLIVENCIA,
DAVID RAY COPLIN,

knowingly, intentionally and unlawfully combined, conspired, confederated and agreed together and with others known and unknown to the Grand Jury to import and cause to be imported a controlled substance, which offense involved a quantity of 500 grams or more of a mixture or substance containing a detectable amount of Methamphetamine, its salts, isomers, and salts of its

isomers, a Schedule II Controlled Substance, into the United States from the Republic of Mexico, contrary to Title 21, United States Code, Sections 952(a) and 960(a)(1) & (b)(1), and 963.

COUNT TWO

[21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1)]

On or about August 1, 2020, in the Western District of Texas, Defendants,

BIBIANA IRA ORTIZ,
JIMMIE TROY PALMER, III,
JOSHUA RUBEN OLIVENCIA,
DAVID RAY COPLIN,

did knowingly, intentionally and unlawfully import into the United States from the Republic of Mexico, a place outside of the United States, a controlled substance, which offense involved a quantity of 500 grams or more of a mixture or substance containing a detectable amount of Methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 952(a) and 960(a)(1) & (b)(1).

COUNT THREE

[21 U.S.C. § 841(a)(1) & (b)(1)(A) and 846]

On or about August 1, 2020, in the Western District of Texas, Defendants,

BIBIANA IRA ORTIZ,
JIMMIE TROY PALMER, III,
JOSHUA RUBEN OLIVENCIA,
DAVID RAY COPLIN,

knowingly, intentionally, and unlawfully combined, conspired, confederated and agreed together and with others known and unknown to the Grand Jury, to possess with the intent to distribute a controlled substance, which offense involved a quantity of 500 grams or more of a mixture or substance containing a detectable amount of Methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II Controlled Substance, contrary to Title 21, United States Code, Sections 841(a)(1) & (b)(1)(A) and 846.

COUNT FOUR
[18 U.S.C. § 922(g)(1)]

On or about August 1, 2020, in the Western District of Texas, Defendant,

DAVID RAY COPLIN,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, a firearm, to wit: a .40 caliber Taurus PT 140 Millennium G2 handgun, serial number SJW55670, in and affecting commerce, and which had been transported in interstate commerce or foreign commerce, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

NOTICE OF UNITED STATES OF AMERICA'S DEMAND FOR FORFEITURE

[See Fed. R. Crim. P. 32.2]

I.

Drug Violations and Forfeiture Statutes

[Title 21 U.S.C. §§ 841(a)(1) & (b)(1)(A), 846, 952(a), 960(a)(1) & (b)(1), and 963,
subject to forfeiture pursuant to Title 21 U.S.C. § 853(a)(1) & (2)]

As a result of the foregoing criminal violations set forth in Counts One through Three, the United States gives notice to the Defendants of its intent to seek the forfeiture of property, including any items listed below, upon conviction and as a part of sentencing pursuant to FED. R. CRIM. P. 32.2 and Title 21 U.S.C. §§ 853(a)(1) & (2), which state:

Title 21 U.S.C. § 853. Criminal Forfeitures

(a) Property subject to criminal forfeiture

* * *

- (1) any property constituting, or derived from, any proceeds the person obtained, directly or indirectly, as the result of such violation;
- (2) any of the person's property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violation.

II.

Firearms Violations and Forfeiture Statutes

[Title 18 U.S.C. § 922(g)(1), subject to forfeiture pursuant to Title 18 U.S.C. § 924(d)(1),
made applicable to criminal forfeiture by Title 28 U.S.C. § 2461]

As a result of the foregoing criminal violation set forth in Count Four, the United States of America gives notice to the Defendant of its intent to seek the forfeiture of property, including any items listed below, upon conviction and as a part of sentence pursuant to Fed. R. Crim. P. 32.2 and Title 18 U.S.C. § 924(d)(1), made applicable to criminal forfeiture pursuant to Title 28 U.S.C. § 2461, which states the following:

Title 18 U.S.C. § 924. Penalties

(d)(1) Any firearm or ammunition involved in or used in any knowing violation of subsection . . . (g) . . . of section 922, . . . shall be subject to seizure and forfeiture . . . under the provisions of this chapter . . .

This Notice of Demand for Forfeiture includes but is not limited to the following property.

**III.
Property**

1. **\$4,599.06, More or Less, in United States Currency seized from Jimmy Troy Palmer, III;**
2. **\$5,270.00, More or Less, in United States Currency seized from David Ray Coplin;**
3. **Taurus PT 140 Millennium G2, .40 caliber handgun, serial number SJW55670 seized from David Ray Coplin; and**
4. **Any related ammunition and firearm accessories seized from David Ray Coplin.**

**IV.
Money Judgment**

Money Judgment: A sum of money equal to the proceeds obtained, directly or indirectly, by each defendant as a result of the violations above for which each defendant is solely liable.

**V.
Substitute Property**

If any property subject to forfeiture for the violations set forth above, as a result of any act or omission of the Defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America to seek forfeiture of any other property of each Defendant, up to the value of each money judgment, as substitute property pursuant to Title 21 U.S.C. § 853(p) and Fed. R. Crim. P. 32.2(e)(1).

A TRUE BILL.

Original Signature Redacted Pursuant to
E-Government Act of 2002

FOREPERSON

GREGG N. SOFER
United States Attorney

By: 
REX G. BEASLEY
Assistant United States Attorney

SEALED:
UNSEALED: XX

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: VAL VERDE USAO #: 2020R07024
DATE: OCTOBER 21, 2020 COURT #: DR20-CR-1357(1)-AM
AUSA: REX G. BEASLEY
DEFENDANT: BIBIANA IRA ORTIZ
CITIZENSHIP: UNITED STATES
INTERPRETER NEEDED: YES LANGUAGE: SPANISH
DEFENSE ATTORNEY: JOSEPH ANTHONY CORDOVA
ADDRESS OF ATTORNEY: 2205 VETERANS BLVD., SUITE A-2, DEL RIO, TEXAS 78840
DEFENDANT IS: DETAINED DATE OF ARREST: AUGUST 1, 2020
BENCH WARRANT NEEDED: NO
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: SUPERSEDING INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and 963 Conspiracy to Import Methamphetamine; Count 2 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1) Importation of Methamphetamine; Count 3 - 21 U.S.C. § 841(a)(1) & (b)(1)(A) and 846, Conspiracy to possess with intent to distribute Methamphetamine.
OFFENSE IS A: FELONY
MAXIMUM SENTENCE: For each count: 10 years to Life imprisonment; up to \$10 million fine; at least 5 years of supervised release; \$100 special assessment for each count of conviction.
PENALTY IS MANDATORY: YES & NO
REMARKS: See above
W/DT-CR-3

SEALED:
UNSEALED: XX

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: VAL VERDE USAO #: 2020R07024
DATE: OCTOBER 21, 2020 COURT #: DR20-CR-1357(2)-AM
AUSA: REX G. BEASLEY
DEFENDANT: JIMMIE TROY PALMER, III
CITIZENSHIP: UNITED STATES
INTERPRETER NEEDED: YES LANGUAGE: SPANISH
DEFENSE ATTORNEY: MONICA ELAINE GUERRERO
ADDRESS OF ATTORNEY: 5150 BROADWAY, STE 114, SAN ANTONIO, TEXAS 78209
DEFENDANT IS: DETAINED DATE OF ARREST: AUGUST 1, 2020
BENCH WARRANT NEEDED: NO
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: SUPERSEDING INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and 963 Conspiracy to Import Methamphetamine; Count 2 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1) Importation of Methamphetamine; Count 3 - 21 U.S.C. § 841(a)(1) & (b)(1)(A) and 846, Conspiracy to possess with intent to distribute Methamphetamine.
OFFENSE IS A: FELONY
MAXIMUM SENTENCE: For each count: 10 years to Life imprisonment; up to \$10 million fine; at least 5 years of supervised release; \$100 special assessment for each count of conviction.
PENALTY IS MANDATORY: YES & NO
REMARKS: See above
W/DT-CR-3

SEALED:
UNSEALED: XX

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: VAL VERDE USAO #: 2020R07024
DATE: OCTOBER 21, 2020 COURT #: DR20-CR-1357(3)-AM
AUSA: REX G. BEASLEY
DEFENDANT: JOSHUA RUBEN OLIVENCIA
CITIZENSHIP: UNITED STATES
INTERPRETER NEEDED: YES LANGUAGE: SPANISH
DEFENSE ATTORNEY: JAIME IRAN ALDAPE
ADDRESS OF ATTORNEY: 5511 I.H. 10 WEST, SUITE 1, SAN ANTONIO, TX 78201
DEFENDANT IS: DETAINED DATE OF ARREST: AUGUST 1, 2020
BENCH WARRANT NEEDED: NO
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: SUPERSEDING INDICTMENT
OFFENSE: (Code & Description): Count 1- 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and 963
Conspiracy to Import Methamphetamine; Count 2 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1)
Importation of Methamphetamine; Count 3 - 21 U.S.C. § 841(a)(1) & (b)(1)(A) and 846,
Conspiracy to possess with intent to distribute Methamphetamine.
OFFENSE IS A: FELONY
MAXIMUM SENTENCE: For each count: 10 years to Life imprisonment; up to \$10 million fine;
at least 5 years of supervised release; \$100 special assessment for each count of conviction.
PENALTY IS MANDATORY: YES & NO
REMARKS: See above
W/DT-CR-3

SEALED:

UNSEALED: XX

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: VAL VERDE

USAO #:2020R07030

DATE: OCTOBER 21, 2020

COURT #: DR20-CR-1357(4)-AM

AUSA: REX G. BEASLEY

DEFENDANT: DAVID RAY COPLIN

CITIZENSHIP: UNITED STATES

INTERPRETER NEEDED: NO

LANGUAGE: ENGLISH

DEFENSE ATTORNEY: CASE J. DARWIN

ADDRESS OF ATTORNEY: 14400 JONES MALTSBERGER #100, SAN ANTONIO, TEXAS
78247

DEFENDANT IS: DETAINED

DATE OF ARREST: AUGUST 1, 2020

BENCH WARRANT NEEDED: NO

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: SUPERSEDING INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. §§ 952(a) and 960(a)(1) & (b)(1), and
963 Conspiracy to Import Methamphetamine; Count 2 - 21 U.S.C. §§ 952(a) and 960(a)(1) &
(b)(1) Importation of Methamphetamine; Count 3 - 21 U.S.C. § 841(a)(1) & (b)(1)(A) and 846,
Conspiracy to possess with intent to distribute Methamphetamine; Count 4: 18 U.S.C. §
922(g)(1) Felon in Possession of a Firearm

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: Counts 1-3 for each count: 10 years to Life imprisonment; up to \$10
million fine; at least 5 years of supervised release; \$100 special assessment for each count of
conviction. Count 4: 0-10 years imprisonment; up to \$250,000 fine; 0-5 years of supervised
release; \$100 special assessment

PENALTY IS MANDATORY: YES & NO

REMARKS: SEE ABOVE

W/DT-CR-3